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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

NEVERMANN, et al.

Group Art Unit: 1617

Application No. 09/831,216  
US national app. of PCT/EP99/07151

Examiner: M. Bajar

Filed: April 27, 2001

For: AGENT FOR REPELLING AND INACTIVATING PATHOGENIC  
ORGANISMS OF PLANTS

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April 23, 2003

RESPONSE

Hon. Commissioner of Patents  
And Trademarks  
Washington, D.C. 20231

Sir:

Responsive to the Office Action dated April 23, 2002 and the Advisory Action dated December 27, 2002, in connection with the above-identified application, please consider the following remarks.

REMARKS

Reconsideration and allowance of the subject application are respectfully requested.

The Examiner has repeated the rejection of claims 11-22 under 35 U.S.C. §103(a) as obvious over the alleged "admissions" in the specification at pages 1-2 regarding the prior art (DE OS 3227126 and 3229097), in view of Moberg (WO 96/11572). The Examiner has asserted that it would have been obvious to use a diol, such as one taught by Moberg, in the combination anionic surfactant/carboxylic acid composition of the